

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Higher Education – Vigilance Cell - Pensions - Sri K.M.Chandrasekharan, Principal (Retired), Government Junior College, Irala, Chittoor, - Disciplinary Action – Further action dropped – Exonerated from the allegations – release of pensionary benefits – Orders – Issued.

HIGHER EDUCATION (VC.II) DEPARTMENT

G.O.Rt.No. 831

Dated:13-11-2009.

Read the following:-

1. Letter Rc.No.Ser.I-2/93/2005, dt.14-11.2005 of the Commissioner of Intermediate Education, A.P. Hyderabad.
2. Letter Rc.No.Ser.I-2/93/2005, dt.23.3.2006 of the Commissioner of Intermediate Education, A.P. Hyderabad .
3. From the Asst. Registrar, APAT., Hyderabad in O.No.7322/2006 Orders. Dt. 2-9-2009.

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ORDER:

The Commissioner of Intermediate Education, A.P. Hyderabad, has informed that the Principal Sri K.M.Chandrasekharan, Principal (Retired), Government Junior College, Irala, Chittoor is responsible for the financial irregularities of Rs.5,48,196/-. He has retired from service on the AN of 31.8.2004 on attaining the age of superannuation of 58 years. As per Rule 9 of APRP Rules, 1980, the Government is competent authority to initiate the disciplinary action against the said retired principal. Articles of charges have not been framed against the Principal since the irregularities were observed/ noticed only after the retirement of the Principal during the depth inspection of accounts of the college by the Regional Joint Director of Intermediate Education, Kadapa. While furnishing the draft articles of charges, the Commissioner of Intermediate Education, A.P. Hyderabad, has requested the Government to take action as per Rule 9 of APRP Rules, 1980.

2. Government based on the proposals of the CIE,AP, Hyderabad have sanctioned provisional pension at the rate @75% to the incumbent vide G.O.Rt.No.97, dt.10.2.06. Aggrieved by these orders, the incumbent has filed O.A. No.7322/06 in APAT praying for full pension, gratuity and other terminal benefits instead of sanction of provisional pension as the orders issued by Govt. in G.O.Rt.No.97, dt.10-2-2006 is contrary to provisions under Rule 9 (2) (b) (ii) of APRP rules, 1980.

3. APAT in its orders dated: 2-9-2009 in O.A.No. NO.7322/2006 observed that “Sri K.M.Chandrasekharan, Principal (Retired), Government Junior College, Irala, Chittoor played the role of a disbursing Officer. The orders granting arrears of salary or regularization are all passed by the Head of Department. He had simply given effect to the orders passed by the Head of the Department ie. the Commissioner of Intermediate Education. Had he not obeyed the orders of the CIE., A.P., Hyd., he would have been guilty of insubordination”. As held herein above, the action of the respondents is contrary to Rule 9 (2) (b) (ii) of A.P. Revised Pension rules, 1980. For the foregoing reasons the impugned order is set aside as it is contrary to the provisions of A..P. Revised Pension Rules, 1980 and the action of the respondents have no jurisdiction or authority to initiate any disciplinary proceedings in respect of an event occurred prior to four years of such institution and there shall be a direction to the respondents to pay full pension and other retrial attendants benefits to the applicant within a period of eight weeks from the date of receipt of copy of the orders.

(PTO)

4. In view of the above, and after careful examination, the Government have decided to drop further action against, Sri K.M.Chandrasekharan, Principal (Retired), Government Junior College, Irala, Chittoor The Government therefore, hereby exonerate Sri K.M.Chandrasekharan, Principal (Retired), Government Junior College, Irala, Chittoor District from the allegation leveled against him. The Director of Intermediate Education, A.P. Hyderabad shall take necessary steps to release full pensionary benefits due to him immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**SURESH CHANDA,
PRINCIPAL SECRETARY TO GOVERNMENT(FAC).**

To
Sri K.M.Chandrasekharan, Principal (Retired), Government Junior College, Irala, Chittoor District
through Director of Intermediate Education, A.P. Hyderabad.
The Director of Intermediate Education, A.P. Hyderabad.
The Accountant General, Andhra Pradesh, Hyderabad.
SF/SC

//forwarded::by order//

SECTION OFFICER.